IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3216 OF 2005

Smita Sambhaji Parte..... ... Petitioner.

Versus

The Collector of Pune & Ors..... Respondents.

Smt. Veena B. Thadani for the Petitioner.

Mr. A. H. Palekar, AGP for the Respondents.

CORAM : S. A. BOBDE, J.

DATED : 7TH JUNE, 2005.

P.C.:

Rule.

2. Learned Asstt. Government Pleader appears and waives service of Rule on behalf of the Respondents.

3. Rule made returnable forthwith and heard by consent.

4. I see no reason to interfere with the impugned order. In view of the directions of the Commissioner of State Excise, let the Collector decide the matter

within a period of 90 days. The Collector shall accordingly decide the matter by 27th June, 2005 upon remand, on merits. The Petitioner is at liberty to raise all contentions as may be advised in accordance with the law.

5. Rule made absolute in the above terms. Writ Petition is disposed of. No order as to costs.

Sd/-

(S. A. BOBDE, J.)